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FISCAL IMPACT REPORT



SPONSOR: Tripp DATE TYPED: 2/2/02 HB 256

SHORT TITLE: Intertribal Ceremonial Association Assets SB _____

ANALYST: J. Sandoval

APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY02	FY03	FY02	FY03		
		\$0.1 See Narrative		Non-Recurring	OSF

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC files.

Responses Received From

Office of Cultural Affairs
Department of Tourism

SUMMARY

House Bill 256 would transfer the assets of the Intertribal Indian Ceremonial Association, a former state agency, from the New Mexico Tourism Department to the City of Gallup for its use in supporting the annual Intertribal ceremonial and preserving traditional rites and ceremonies of all American Indian nations, tribes, and Pueblos. The bill contains an emergency clause.

Significant Issues

The Intertribal Indian Ceremonial Association was dissolved as a state agency by statute in 1996 and was required to establish itself as a non-profit corporation. However, all of the Ceremonial Association's assets were transferred to the New Mexico Tourism Department. The Tourism Department does not have the means to house and monitor these assets on a full-time basis. All of the assets have been maintained, secured, and inventoried by the City of Gallup since 1996 or earlier. Most of these items, including a 4000-piece art collection, are located at the City's facilities at Red Rock State Park. Transferring the assets to the non-profit Intertribal Indian Ceremonial Association would violate the anti-donation clause in the State Constitution.

FISCAL IMPLICATIONS

This legislation has no cost to the agency. The agency will save money by reducing potential duplication of work. If this change were not made, the agency would have to hire a curator or somebody knowledgeable in Native American art to perform the annual inventory. Estimated cost would be \$40,000.

POSSIBLE QUESTIONS

1. What is the opinion of the City of Gallup and the non-profit Intertribal Indian Ceremonial Association on this issue?
2. What does the City of Gallup plan to do with these assets?

JFS/njw